

Form 02 - SUITABLE AGE

AETNA CENTRAL JUDICIAL SERVICES

JON L. NORINSBERG

ATTN:

U.S. DISTRICT SOUTHERN COURT

NEW YORK COUNTY

WAYNE ELLIOT

plaintiff

- against -

THE CITY OF NEW YORK

defendant

ETANO

Index No. 07 CV 10701

Date Filed .....

Office No.

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

LUIS AGOSTINI being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the 5th day of December, 2007 07:58 AM at 52ND PRECINCT, 3016 WEBSTER AVE. BRONX, NY 10467

I served the SUMMONS AND COMPLAINT  
CIVIL COVER SHEET  
JUDGES RULES

upon P.O. BRENDAN NOLAN, SHIELD #1920  
the DEFENDANT therein named by delivering and leaving a true copy or copies of the aforementioned documents with

SGT. O'BRIEN, CO-WORKER WHO REFUSED FIRST NAME

a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows:

SEX: MALE COLOR: WHITE HAIR: BROWN AGE: 40 HEIGHT: 6:0 WEIGHT: 240

OTHER IDENTIFYING FEATURES: BALDING

On 12/13/2007 I deposited in the United States mail a true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said DEFENDANT at the above address. That address being actual place of employment of the DEFENDANT.

Copy mailed 1st class mail marked personal & confidential not indicating on the outside thereof, by return address or otherwise that said notice is from an attorney or concerns action against the person to be served.

That at the time of service as aforesaid, I asked person spoken to whether DEFENDANT was in the military service of the State of New York or United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the DEFENDANT is not in the military service, and is not dependent on anyone in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to before me this  
13th day of December, 2007e

KENNETH WISSNER  
Notary Public, State of New York  
No.01WI4714130  
Qualified in NEW YORK COUNTY  
Commission Expires 03/30/2010

LUIS AGOSTINI 1027732  
AETNA CENTRAL JUDICIAL SERVICES  
225 BROADWAY, SUITE 1802  
NEW YORK, NY, 10007  
Reference No: 3JLN96330